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E. I. DU PONT DE NEMOURS & COMPANY

INCORPORATED

WILMINGTON, DELAWARE 19898

SECRETARY'S DEPARTMENT
REAL ESTATE DIVISION

May 17, 1972

ORIGINAL
(Red)

State of Delaware
Department of Highways and Transportation
Division of Highways
P.O. Box 778
Dover, Delaware 19901

Attention Mr. John A. Lucey, Review Engineer

Gentlemen:

Your Reference: Contract No. 71-02-007
Route 141, Newport
Substructure

Subject to your agreement hereto as hereinafter provided, you are hereby granted the privilege for a period of one (1) year from the date of this letter to deposit in the area of our Newport, Delaware, Plant property, shown on the attached map as "Disposal Area 3⁴ Acres +", approximately 130,000 cubic yards of unsuitable material taken from the area shown on said map as "Excavated Area 300' x 1000' x 18' Depth" east of State Route 141, together with the privilege of crossing other land of ours at a location and by a method to be agreed upon in order to reach the "Disposal Area", upon the following terms and conditions:

1. The privilege herein granted is subject to all matters of record and any state of facts that is apparent or that an accurate survey or inspection of the "Disposal Area" would disclose.

2. Du Pont does not in any way warrant the condition of the land as to which this license is granted and the State shall exercise the license at its own risk and shall indemnify and hold Du Pont safe and harmless from and against any and all loss, cost, damage, claim, action or liability on account of the death of or injury to any person or persons, or the damage to or destruction of any property, or pollution, arising from or growing out of the State's exercise of the rights herein granted or of any rights assumed in connection therewith.

3. Du Pont reserves the right to use the land

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State of Delaware
Department of Highways and
Transportation

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affected by this license for any and all purposes which do not unreasonably interfere with the license herein granted.

4. The State agrees not to permit anyone exercising the rights herein granted to enter, cross, or use other portions of Du Pont's property in the area not necessary to the effective exercise of the license herein granted.

5. The State shall construct, maintain and repair at its own expense dikes around "Disposal Area" which shall be adequate to contain all of the unsuitable material placed therein and shall adequately provide for run-off from the disposal operations. The material shall be deposited in such a manner that it will compact into useful land and be subject to a minimum of erosion.

6. The operation contemplated hereby and carried on hereunder by the State shall be in compliance with all Federal, State and local laws and ordinances and the State shall obtain and keep in effect any permits or other licenses which are required in connection with the operation.

7. This license is granted without charge.

If the terms and conditions included herein are satisfactory to you, please indicate your acceptance thereof and agreement thereto by executing the duplicate copy of this letter in the space provided and returning it to us.

Yours very truly,

E. I. DU PONT DE NEMOURS AND COMPANY

By C. M. Thayer
C. M. Thayer, Manager
Real Estate Division

WCB:cca

ACCEPTED and AGREED to this
15 day of June, 1972.

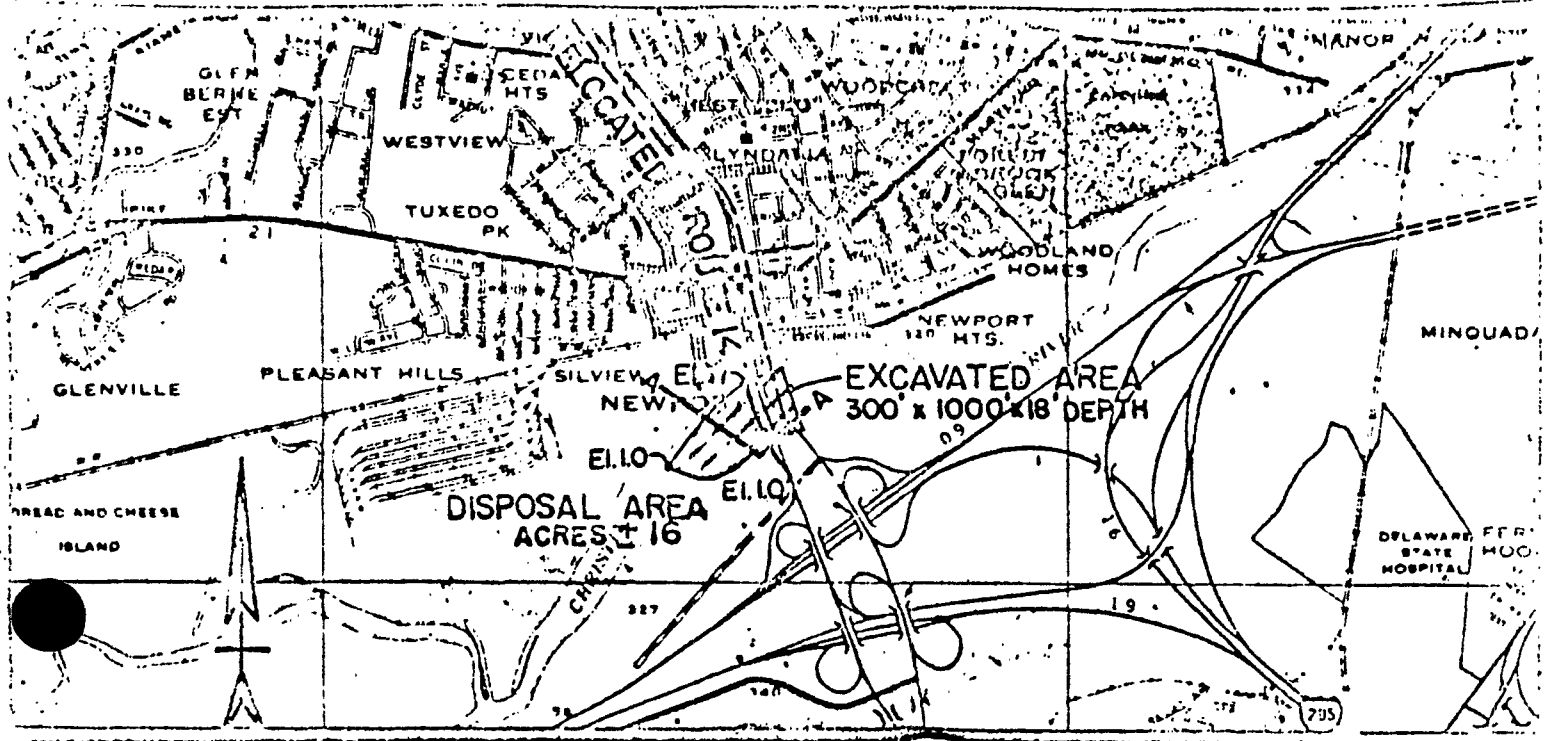
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STATE OF DELAWARE
DEPARTMENT OF HIGHWAYS AND TRANSPORTATION
DIVISION OF HIGHWAYS

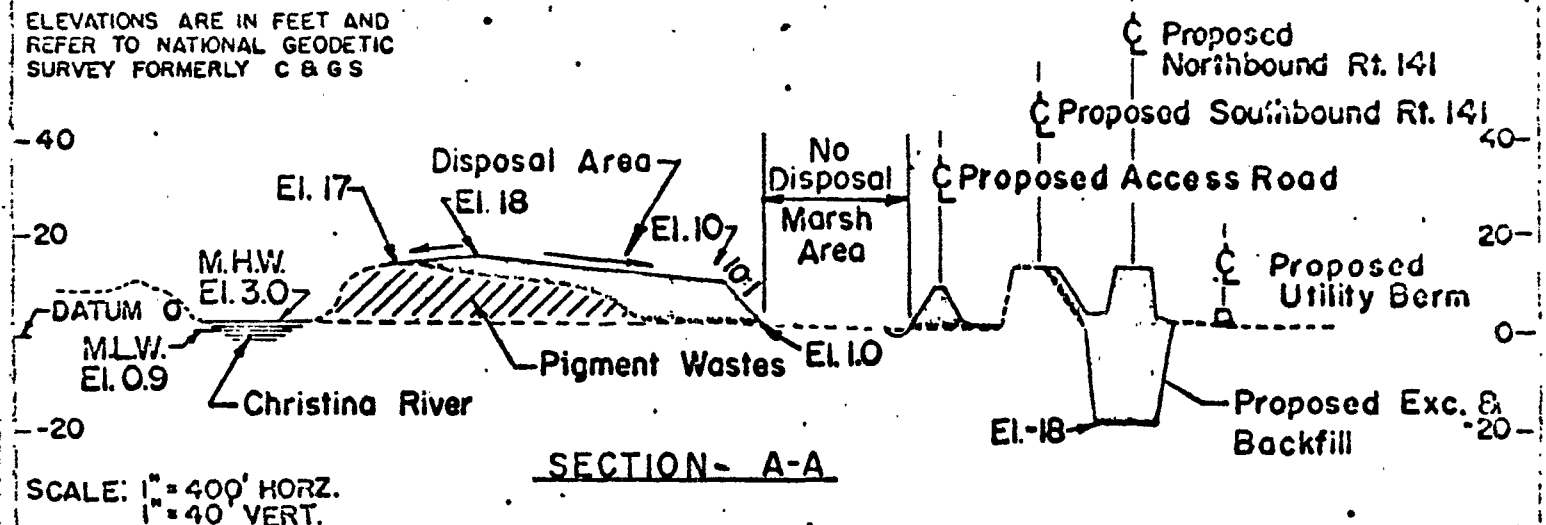
By Carl A. Lawrence

SEARCHED	INDEXED
SERIALIZED	FILED
JUN 19 1972	
FBI - WASH. FIELD	
<u>W. J. Bailey</u>	
<u>J. R. Baird</u>	
<u>W. L. Weaver</u>	

Approximately 130,000 cubic yards of unsuitable material is to be excavated and backfilled with special borrow for the stabilization of Relocated Delaware Route 141. The excavated material is to be disposed on the site of a pigment waste dump. No disposal will be permitted in marsh area below elevation 1.0. The method of excavation and disposal will be by dredge or conventional methods at the option of the Contractor.



ELEVATIONS ARE IN FEET AND REFER TO NATIONAL GEODETIC SURVEY FORMERLY C & G S



Proposed excavation and disposal of unsuitable material for the construction of the approach of the structure over the Christina River, Route 141, in New Castle County, State of Delaware.
Application By: Department of Highways and Transportation
Division of Highways
JUN 9 1972
Date

Scale in miles

